

### **EXAMINER'S AMENDMENT**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Paul A. Jenny on February 24, 2012.

The application has been amended as follows:

In the Claims:

In Claim 1, second line from the bottom of page 3 of the amendment filed January 9, 2012, please delete [  $NR^{10}$  as ring member, where  $R^{10}$  is ] and insert --  $NR^{10}$  as ring member, where  $R^{10}$  --.

In Claim 6, line 2, please delete [  $R_2$  ] and insert --  $R^2$  --.

***Reasons for Allowance***

The following is an examiner's statement of reasons for allowance: in view of the Applicant's Amendments filed January 9, 2012 and the Examiner's Amendment attached herewith the claims are now in condition for allowance. None of the prior art of record or a search in the pertinent art area teaches the compounds, compositions and method of use of the 3-benzazepine compounds of formula (I) as claimed herein.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to BRENDA COLEMAN whose telephone number is (571)272-0665. The examiner can normally be reached on 9:00-5:30.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, James O. Wilson can be reached on 571-272-0661. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic

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Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Brenda L. Coleman/  
Primary Examiner, Art Unit 1624